



Patent  
Attorney's Docket No. 032360-009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of ) BOX AF  
Kouichi TSUJI et al. )  
Application Serial No. 09/350,899 ) Group Art Unit: 1642  
Filed: July 12, 1999 ) Examiner: K. Canella  
For: HUMAN LUNG ADENOCARCINOMA- )  
RELATED MONOCLONAL ANTIBODY )  
AND ANTIGEN AND IMMUNOASSAY )  
METHOD WHICH USES THE SAME )

REPLY PURSUANT TO 37 C.F.R. § 1.116

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Official Action dated January 2, 2002, please consider the following remarks.

REMARKS

Entry of the foregoing, reexamination and further and favorable reconsideration of the subject application in light of the following remarks, pursuant to and consistent with 37 C.F.R. § 1.116, are respectfully requested.

Turning now to the Official Action, claims 10 and 11 have been rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Stein et al. (*Hybridoma*, 7:555-67, 1988). Applicants respectfully traverse this rejection.

It is well settled law that to anticipate a claim, a single reference must teach each and every element of the claim, and the single reference must be enabling. *See Hybritech Inc. v.*

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